

ARTICLE VI. - BOARDS, COMMITTEES AND COMMISSIONS GENERALLY ^[6]

⁽⁶⁾ **Editor's note**— Ord. No. 99-6, §§ 1—4, adopted May 25, 1999, did not specifically amend the Code; hence, inclusion of its provisions as a new Art. VI, §§ 2-121—2-124, of Ch. 2 was at the discretion of the editor.

⁽⁶⁾ **Cross reference**— Board of county commissioners, § 2-16 et seq; code enforcement board, § 2-91 et seq.; construction industry licensing board, § 6-22; law library committee, § 7-3; affordable housing advisory committee, § 12-47; zoning and adjustment board, § 13-203; development review board, § 13-204.

[Sec. 2-121. - Application.](#)

[Sec. 2-122. - Service.](#)

[Sec. 2-123. - Suspension.](#)

[Sec. 2-124. - Removal.](#)

[Secs. 2-125—2-140. - Reserved.](#)

Sec. 2-121. - Application.

This article shall apply to any person appointed by the board of county commissioners to any board, commission, committee or in any representative capacity. In the event any state statute contains provisions contrary to this article, the provisions of the state statute shall control as to any such inconsistency.

(Ord. No. 99-6, § 1, 5-25-99)

Sec. 2-122. - Service.

Persons appointed by the board of county commissioners to any board, commission, committee or in any representative capacity, shall serve at the pleasure of the board of county commissioners.

(Ord. No. 99-6, § 2, 5-25-99)

Sec. 2-123. - Suspension.

(a) A person appointed by the board of county commissioners may be suspended from any position to which he or she was appointed for the following grounds:

- (1) Being arrested for a felony or misdemeanor related to the duties of office or who is indicted or informed against for the commission of any federal felony or misdemeanor or state felony or misdemeanor.
- (2) Habitual drunkenness, incompetence, or inability to perform his or her official duties.
- (3) Failure to follow and abide by the Florida Constitution, Florida law or the ordinances of Sumter County.

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- (4) Such other good cause as determined by the board of county commissioners.
- (b) A person suspended from any appointed position may be reinstated by the board of county commissioners.
- (c) A person suspended from any appointed position shall not, during the period of suspension, perform any official act, duty or function.
- (d) The suspension of any person holding an appointed position shall create a temporary vacancy in the position held for the duration of the suspension. The board of county commissioners may appoint a person to fill that position on a temporary basis.
- (e) The following procedure shall be followed in any case of suspension:
 - (1) In the case of an appointee being arrested for any crime as set forth above, the suspension shall be effective upon motion approved by the board of county commissioners.
 - (2) In any other case, any county commissioner is authorized to make a motion to suspend any appointee. The motion to suspend shall set forth a brief statement of cause.
 - (3) If the motion to suspend is seconded, the county administrator shall notify the appointee of the motion and shall set the matter down for final approval at the next regular county commission meeting.
 - (4) The appointee shall have the right to be heard prior to the board of county commissioners voting on the motion.

(Ord. No. 99-6, § 3, 5-25-99)

Sec. 2-124. - Removal.

- (a) A person appointed by the board of county commissioners may be removed from any position to which he or she was appointed for the following grounds:
 - (1) Failure to attend any regular or special meeting of the board, committee, commission or other authority to which they are appointed for any two (2) out of three (3) successive meetings without cause or being excused by the chair.
 - (2) Misfeasance, malfeasance, or willful neglect of duty.
 - (3) Conviction of any felony or misdemeanor, either federal or state.
 - (4) Failure to follow and abide by the Florida Constitution, Florida law or the ordinances of Sumter County.
 - (5) Habitual drunkenness, incompetence, or permanent inability to perform his or her official duties.
 - (6) Such other good cause as determined by the board of county commissioners.
- (b) The following procedure shall be followed in any case of removal:
 - (1) Any county commissioner is authorized to make a motion to remove any appointee. The

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motion to remove shall set forth a brief statement of cause.

(2) If the motion to remove is seconded, the county administrator shall notify the appointee of the motion and shall set the matter down for final approval at a regular county commission meeting not sooner than two (2) weeks after the meeting at which the motion is made.

(3) The appointee shall have the right to be heard prior to the board of county commissioners voting on the motion.

(Ord. No. 99-6, § 4, 5-25-99)

Secs. 2-125—2-140. - Reserved.